

JULIAN HAMMOND (SBN 268489)  
jhammond@hammondlawpc.com  
CHRISTINA TUSAN (SBN 192203)  
ctusan@hammondlawpc.com  
ADRIAN BARNES (SBN 253131)  
abarnes@hammondlawpc.com  
ARI CHERNIAK (SBN 290071)  
acherniak@hammondlawpc.com  
POLINA BRANDLER (SBN 269086)  
pbrandler@hammondlawpc.com  
HAMMONDLAW, P.C.  
1201 Pacific Ave, 6th Floor  
Tacoma, WA 98402  
(310) 601-6766 (Office)  
(310) 295-2385 (Fax)

WARREN D. POSTMAN (SBN 330869)  
wdp@kellerpostman.com  
KELLER POSTMAN LLC  
1101 Connecticut Avenue, N.W., Suite 1100  
Washington, DC 20036  
(312) 741-5220 (Office)  
(312) 971-3502 (Fax)

*Attorneys for Plaintiffs and the Putative Classes*

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA**

NICHOLAS C. SMITH-WASHINGTON, JOYCE  
MAHONEY, JONATHAN AMES, MATTHEW  
HARTZ, and JENNY LEWIS, on behalf of  
themselves and all others similarly situated,

Plaintiffs,

v.

TAXACT, INC.,

Defendant.

Case No. 3:23-CV-00830-VC

**STIPULATED REQUEST TO  
CONTINUE THE DEADLINE TO FILE  
MOTION FOR PRELIMINARY  
APPROVAL OF CLASS ACTION  
SETTLEMENT; ~~PROPOSED ORDER~~**

1 Plaintiffs Nicholas C. Smith-Washington, Joyce Mahoney, Jonathan Ames, Jenny Lewis, and  
2 Matthew Hartz (“Plaintiffs”), and Defendant Tax Act, Inc. (“Defendant”), hereby stipulate and request  
3 as follows:

4 WHEREAS, on January 10, 2024, the parties filed a Notice of Settlement and requested that  
5 the Court vacate all hearings and stay the case while the parties prepared their Settlement Agreement  
6 and Motion for Preliminary Approval of Class Action Settlement. Dkt. 106. The same day, the Court  
7 granted the stipulation, and ordered the Motion for Preliminary Approval of Class Action Settlement  
8 be filed by February 16, 2024. Dkt. 107. The Court subsequently continued that deadline until  
9 February 23, 2024 per stipulation of the parties. Dkt. 109.

10 WHEREAS, the Parties have been working diligently to finalize the long form Settlement  
11 Agreement and class notice but require additional time to do so.

12 WHEREAS, Plaintiffs are also working diligently to draft their preliminary approval motion  
13 papers and supporting declarations, which will incorporate the long form Settlement Agreement, and  
14 which they will file promptly along with the fully executed Settlement Agreement.

15 WHEREAS, to allow the parties time to finalize the Settlement, and incorporate it into the  
16 preliminary approval motion papers, the Parties respectfully request a short three (3) day continuance  
17 to the deadline for Plaintiffs to file their Motion for Preliminary Approval.

18 NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED by the parties that the  
19 deadline for Plaintiffs to file their Motion for Preliminary Approval be continued from Friday,  
20 February 23, 2024 until Monday, February 26, 2024. IT IS SO STIPULATED.

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Respectfully submitted,

Dated: February 21, 2024

s/ James Ducayet  
James W. Ducayet (*pro hac vice*)  
SIDLEY AUSTIN LLP

*Attorney for Defendant TaxAct, Inc.*

Dated: February 21, 2024

s/ Christina Tusan  
Christina V. Tusan (SBN 192203)  
HAMMONDLAW, P.C.  
*Attorney for Plaintiffs and Putative Class*

**~~PROPOSED~~ ORDER**

The Court, having considered the parties' Stipulated Request, and good cause appearing, HEREBY GRANTS the Request. The deadline for Plaintiffs to file their Motion for Preliminary Approval is hereby continued from February 23, 2024 until February 26, 2024. **IT IS SO ORDERED.**

Dated: February 22, 2024

  
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HON. VINCE CHHABRIA UNITED  
STATES DISTRICT JUDGE